STATE OF VERMONT DRUG RECOGNITION EVALUATION Rolling Log No. 09-16-35 **DPS 339** TO BE COMPLETED BY D.R.E. TRAINED PERSONNEL Page OFFICER FLEURY BARKE CITY Date/Time/Location of Examination Time 2/25 WASKINGTON 12-31-09/2130 .000% 31-09 2208 COUNTY SHURLIFE'S OFFICE Instrument # 042669 AICO TO What have you eaten today Time? Admonition of Rights given by? What have you been drinking? How much? Time of last drink? Rights Waived? Yes 🗆 No 1330 P122A OFFICER FLEURY When did you last sleep? Are you sick or injured? Are you diabetic or epileptic? How long? Time Now? ☐ Yes 9 hes 9:30 pm No LASTNIGHT Are you under the care of a doctor/dentist? Do you have any physical defects? Yes ∏ Yes Xi No Yes insulin? □ No XI No Have you ever had a severe head injury? Do you have brain damage? Are you taking any medication or drugs? Do you have high blood pressure or heart disease? If yes, describe. ∏ Yes **X** No No. ☐ Yes D No Athtude/Behavio Speech COOPERATIVE MARIJUANA NORMAL Corrective Lenses (B poken) | Glasses | Contacts | Hard Bloodshot XI None Left Eye ☐ Normal | Watery Right Eye Soll None Pupil size Equal Able to follow stimulus? One leg stand Timed 30 seconds Yes Retracted 🔏 Normal No □ Droopy Unequal (explain) 23 22 Count # Count# Left eye Vertical nystagmus? Pulse & Time HGN Right eye ☐ Yes X) No Lack of smooth pursuit Yes Yes Convergence 108 ,2210 Xi No X No Yes Yes Right eye Left eye 12228 X No No. Angle of onset Resling (0) Extreme (45) Rapid (35) BOD ☐ Immediate (0-30) ☐ Near extreme (40) 📈 None TRAMORS (2) Walk and turn Cannol keep balance Sways while balancino Used arms to balance 1st Nine 2nd Nine Stopped walking Hopping Missed heel-toe Put foot down Stepped off line Raised arms EYE I'D TREMOIS Type of footwear Actual steps taken SNEAKERS BODY TREMORS Describe turn Cannot do test (explain) Internal clock 33 Estimated as 30 sec Nasal area Oral cavity/Tongue Finger/Nose Pupil Size: MM GREENISH FILM ON TANGUE Draw lines to spots touched Righl Eye Left Eye Light INDICATE FRESH OR OLD PUNCTURE MARKS Room Light 6 Attach Photos of Fresh Puncture Marks (onlineal) 4 Comments 0 С Ν HONE 5 Rebound dilation Yes No (R - L) (L - R) Reaction to light Little or Blood pressure Temperature Chemical test time: Muscle tone Near Normal Flaccid Rigid Blood Refused Trug admission? 2 Bowls of MARIJUANA I.D. Number Opinion of Evaluator:

Rule Oul Alcohol Stimulant Inhalant Dissociative Anesthelic Narcotic Analgesic Depressant Hallucinogen Cannabis i Ravelin M6000026

Name (Last First Middle)

Violations T 23 VSA 1201(a)(3)

Drug recognition evaluation report/narrative

- 1: Location: The evaluation was conducted that the Washington County Sheriff's office in the processing room.
- 2: Witness: The evaluation was witnessed by Officer Fleury of the Barre City Police Department.
- 3: Breath Test: provided a sample of his breath with a Preliminary Breath Test result of .000% BrAC at approximately 2135 hours.
- 4: Notification/Interview of A/O: Officer Fleury of Barre City Police Department was requesting a DRE after stopping Siergiey for speeding in Barre City. I spoke with Officer Fleury by phone while he was still on the traffic stop. He advised was traveling thirty seven miles per hour in a posted twenty five miles per hour zone. At the time of operation, it was snowing and the roadways were snow covered. Officer Fleury stated performed poorly on Standard Field Sobriety Exercises and provide a sample of his breath with a result of .000% BrAC. Officer Fleury stated he obtained consent to search the vehicle from and located marijuana in the vehicle.
- 5: Initial Observations: I first observed sitting in the processing room at the Washington County Sheriff's office. I noted his eyes were bloodshot and watery and I detected an odor of burnt marijuana filling the room.
- 6: Medical Problems: No injury or illness was observed.
- 7: Psychophysical Tests: On the Modified Romberg Lexhibited eye lid tremors and body tremors throughout the exercises. On the One Leg Stand, Counted slowly reaching twenty three in thirty seconds and used his arms for balance while standing on his left foot. While standing on his right foot, Counted slowly reaching twenty two in thirty seconds and swayed while balancing. He exhibited body tremors throughout the exercise. On the Finger to Nose exercise, failed to touch the tip of his nose with the tip of his finger in numbers two, three, four, and five.
- 8: Clinical Indicators: EYES: pupils were of equal size and he was able to follow a stimulus. I noted his eyes were bloodshot and watery. He had markedly reddened conjunctiva. His pupils were above normal size in room light and direct light conditions and at the high end of normal in near total darkness. exhibited a lack of convergence. Was unable to perform the lack of convergence exercise with his glasses on because they were broken and they were in his vehicle. VITAL SIGNS: pulse rate was above normal on all three readings at 108, 118 and 118 bpm. His blood pressure was at the high end of normal at 140/88. Body temperature was above normal at 99.5 degrees.

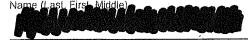
Subscribed and sworn to before me on

this / 8 day of JANDARY

(Notary Public) (Judicial Officer)

(Affiant) (-18-10

(date)



Violations T 23 VSA 1201(a)(3)

Drug recognition evaluation report/narrative

- 9: Signs of Ingestion: had a greenish film on his tongue and his uvula dark red. I detected and odor of marijuana on his breath. The inside of his nose was red.
- 10: **Statements:** stated he smoked two bowls of marijuana approximately forty five minutes before being stopped for speeding. Stated he purchased a "slice" or eighth ounce of marijuana and it usually lasts approximately two weeks. He stated he smokes marijuana three or four times a week.
- 11: Opinion of Evaluator: In my opinion, was under the influence of Cannabis and was unable to operate a motor vehicle safely.
- 12: **Toxicological Sample:** was transported to Central Vermont Hospital to draw a sample of his blood. The results are pending.
- 13. Miscellaneous: I am a Nationally Certified Drug Recognition Expert since July 2008.

Subscribed and sworn to before me on

this 18 day of JANUARY 2010

(Notary Public) (Judicial Officer)

(Affiant) -18-10

(date)

VERMONT DEPARTMENT OF HEALTH LABORATORY

195 COLCHESTER AVE. P.O. BOX 1125 BURLINGTON, VT 05402-1125 802-863-7335 .1-800-660-9997(VT only)

M	liscellaneou	s Toxicolo	ogy Analysis Report
Laboratory No.(s), 10EB	160		Receipt Date: 01/06/10
·			
Submitter: Jason Fleury	! 	·	Sample Description: 10 ml test tube of blood
Agency: Barre City Police			from donor
			Case No09BA08315
Address: 15 4th Street			~ %
Town: Barre	State:	VT	Analysis Requested: Cannabinoids
	Zip: <u>05641</u>		
Result[s] of analysis:			
Cannabinoids by GC/MS	Result	Reporting Li	<u>mit</u>
Delta-9 THC	<2.0 ng/ml	2.0 ng/ml	
Delta-9 Carboxy THC	21.7 ng/ml	5,0 ng/ml	
Delta-9 Hydroxy THC	<5.0 ng/ml	5.0 ng/ml	
smoking Delta-9 THC rapidly active metabolite, Delta-9-H carboxy THC is an inactive r	y leaves the bloo lydroxy THC may netabolite of Delf	d, dropping be also fall belov ta-9-THC.	choactive Ingredient is Delta-9 THC. During elow detectable levels withIn several hours. The w detectable levels shortly after inhalation, Delta-9
Reporting Limit is set by VD	H Lab and does i	not reflect leve	els of impairment.
Documents Law (I. V S.A. 315 -320.) Result Laboratory.	is relate only to the Items t	lested. This report sha	ses, and may be released upon request, pursuant to Vermont access to Public ill not be reproduced, except in full, without the written approval of the
Report release: 128/10 Date	- Zycz	· •	-
. Date	Andry	J.	

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